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**TITLE 326 AIR POLLUTION CONTROL BOARD**

**Final Rule**

LSA Document #06-19(F)

**DIGEST**

Amends [326 IAC 1-2-33.5](#) to delist methyl ethyl ketone. Effective 30 days after filing with the Publisher.

**HISTORY**

[IC 13-14-9-8](#) Notice and Notice of First Hearing: March 1, 2006, Indiana Register (29 IR 795).

Date of First Hearing: March 1, 2006.

Proposed Rule and Notice of Second Hearing: April 1, 2005 Indiana Register (29 IR 2288).

Date of Second Hearing: August 2, 2006.

**[326 IAC 1-2-33.5](#)**

SECTION 1. [326 IAC 1-2-33.5](#) IS AMENDED TO READ AS FOLLOWS:

**[326 IAC 1-2-33.5](#) "Hazardous air pollutant" or "HAP" defined**

**Authority:** [IC 13-14-8](#); [IC 13-17-3-4](#)

**Affected:** [IC 13-17-3-4](#)

Sec. 33.5. "Hazardous air pollutant" or "HAP" means any air pollutant listed pursuant to Section 112(b) of the Clean Air Act and not delisted from that list or redefined under 40 CFR Part 63, Subpart C, as amended at **the following:**

(1) 69 FR 69325, November 29, 2004\*.

(2) **70 FR 75059, December 19, 2005\***.

\*This document is incorporated by reference. Copies referenced in this section may be obtained from the Government Printing Office, 732 North Capitol Street NW, Washington, D.C. 20401 or are available for review and copying at the Indiana Department of Environmental Management, Office of Air Quality, Indiana Government Center-North, Tenth Floor, 100 North Senate Avenue, Indianapolis, Indiana 46204.

(Air Pollution Control Board; [326 IAC 1-2-33.5](#); filed May 25, 1994, 11:00 a.m.: 17 IR 2238; filed Oct 20, 2005, 1:30 p.m.: 29 IR 795; filed Oct 24, 2006, 3:02 p.m.: [20061122-IR-326060019FRA](#))

LSA Document #06-19(F)

Proposed Rule: April 1, 2006; 29 IR 2288

Hearing Held: May 3, 2006

Approved by Attorney General: October 23, 2006

Approved by Governor: October 24, 2006

Filed with Publisher: October 24, 2006, 3:02 p.m.

Documents Incorporated by Reference: 40 CFR Part 63, Subpart C, as amended at 70 FR 75059, December 19, 2005

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Posted: 11/22/2006 by Legislative Services Agency

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